

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

*IN RE BROILER CHICKEN ANTITRUST  
LITIGATION*

No. 1:16-cv-08637

This Document Relates To:

*Action Meat Distributors, Inc., et al. v. Norman  
W. Fries, Inc. d/b/a Claxton Poultry Farms et  
al.*, Case No: 1:18-cv-03471

**STIPULATION OF DISMISSAL  
PURSUANT TO FEDERAL RULE OF  
CIVIL PROCEDURE 41(a)(1)(A)(ii)**

**TO THE HONORABLE UNITED STATES DISTRICT COURT:**

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Direct Action Plaintiff Pacific Agri-Products, Inc. and all Defendants in the above-referenced and numbered cause have agreed (i) to the dismissal of Pacific Agri-Products, Inc.'s direct action claims and causes of action against all Defendants in this action, with prejudice as to re-filing such direct action claims and causes of action against Defendants in the future, as well as with prejudice as to Pacific Agri-Products, Inc.'s filing in the future any claims or causes of action against Defendants that arise, directly or indirectly, out of the same set of operative facts as those alleged in *In re Broiler Chicken Antitrust Litigation*, (ii) to allow Pacific Agri-Products, Inc. to participate in *In re Broiler Chicken Antitrust Litigation* as an absent member of the putative direct purchaser class, without prejudice; (iii) that Pacific Agri-Products, Inc. will by separate stipulation admit that its documents produced in this matter are authentic and admissible as business records and/or party admissions under the Federal Rules of Evidence in this action and any action consolidated with or deemed related to *In re Broiler Chicken Antitrust Litigation*, and (iv) that all Parties to this stipulation will bear their own attorneys' fees, litigation expenses, and court costs.

THEREFORE, IT IS STIPULATED AND AGREED by Pacific Agri-Products, Inc. and all Defendants in the above-referenced and numbered cause that (i) Plaintiff Pacific Agri-Products, Inc.'s direct action claims and causes of action against all Defendants in this action hereby are dismissed, with prejudice as to re-filing such direct action claims and causes of action against Defendants in the future, as well as with prejudice as to Pacific Agri-Products, Inc.'s filing in the future any claims or causes of action against Defendants that arise, directly or indirectly, out of the same set of operative facts as those alleged in *In re Broiler Chicken Antitrust Litigation*; (ii) Pacific Agri-Products, Inc. may participate in the *Broiler Chicken Antitrust Litigation* as an absent member of the putative direct purchaser class, without prejudice; (iii) Pacific Agri-Products, Inc. will by separate stipulation admit that its documents produced in this matter are authentic and admissible as business records and/or party admissions under the Federal Rules of Evidence in this action and any action consolidated with or deemed related to *In re Broiler Chicken Antitrust Litigation*; and (iv) all Parties to this stipulation will bear their own attorneys' fees, litigation expenses, and court costs.

IT IS SO STIPULATED.

Date: June 18, 2020

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the *Stipulation of Dismissal* was served on all counsel of record, via the Court's CM/ECF system, on June 26, 2020.

Date: June 26, 2020

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